



STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RIGHTS

REVOKED

License for Diversion and Use of Water

LICENSE No. 173

PERMIT No. 140

APPLICATION No. 70

This is to certify, That D.M. Furnwall
of **Saugus, Los Angeles County** **has** made proof to the satisfaction of the Division
of Water Rights of California of a right to the use of the waters of **Santa Clara River**
tributary of **Pacific Ocean**
for the purpose of **irrigation**

under Permit No. **140** of the Division of Water Rights and that said right to the use of said waters has been perfected in accordance with the laws of California, the rules and regulations of the Division of Water Rights and the terms of the said permit; that the priority of the right herein confirmed dates from **July 6 1915**

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed **twelve hundredths (0.12) cubic foot per second** to be diverted from about **May 15**, to about **September 15**, of each season or its equivalent in case of rotation.

The point of diversion of such water is located on Santa Clara River at a point north **60 degrees 17 1/2 minutes 2928 feet** from the southwest corner of Section 18 T 4 N R 15 W. S.B.M. being within the NW 1/4 of SE 1/4 of said section 18

A description of the lands or the place where such water is put to beneficial use is as follows:

5 acres within the N 1/2 of SW 1/4 of SW 1/4 Section 18, T. 4 N. R. 15 W. S.B.M.

The right to the diversion and use of the water aforesaid hereby confirmed is restricted to the point of diversion herein specified and to the lands or place of use herein described.

This license is granted and said appropriator takes all rights herein mentioned subject to the terms and conditions set forth in section 20 of Chapter 586, Statutes 1913, which is as follows:

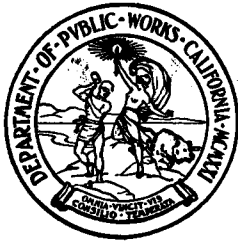
SEC. 20. All permits and licenses for the appropriation of water shall be under the terms and conditions of this act, and shall be effective for such time as the water actually appropriated under such permits and licenses shall actually be used for the useful and beneficial purpose for which said water was appropriated, but no longer; and every such permit or license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this section and likewise the statement that any appropriator of water, to whom said permit or license may be issued, shall take the same subject to such conditions as therein expressed; provided, that if, at any time after the expiration of twenty years after the granting of a license, the state, or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the state shall have the right to purchase the works and property occupied and used under said license and the works built or constructed for the enjoyment of the rights granted under said license; and in the event that the said state, city, city and county, municipal water district, irrigation district, lighting district or political subdivision of the state so desiring to purchase and the said owner of said works and property can not agree upon said purchase price, said price shall be determined in such manner as is now or may hereafter be determined in eminent domain proceedings. If it shall appear to the state water commission at any time after a permit or license is issued as in this act provided that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has not put the water granted under said permit or license to the useful or beneficial purpose for which the permit or license was granted, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has ceased to put said water to such useful or beneficial purpose, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee has failed to observe any of the terms and conditions in the permit or license as issued, then and in that case the said commission, after due notice to the permittee, licensee, or the heirs, successors or assigns of such permittee or licensee, and a hearing thereon, may revoke said permit or license, and declare the water to be unappropriated and open to further appropriation in accordance with the terms of this act. And the findings and declaration of said commission shall be deemed to be prima facie correct until modified or set aside by a court of competent jurisdiction; provided, that any action brought so to modify or set aside such finding or declaration must be commenced within thirty days after the service of notice of said revocation on said permittee or licensee, his heirs, successors or assigns. And every licensee or permittee under the provisions of this act if he accept such permit or license shall accept the same under the conditions precedent that no value whatsoever in excess of the actual amount paid to the state therefor shall at any time be assigned to or claimed for any permit or license granted or issued under the provisions of this act, or for any rights granted or acquired under the provisions of this act, in respect to the regulations by any competent public authority of the services or the price of the services to be rendered by any permittee or licensee, his heirs, successors or assigns or by the holder of any rights granted or acquired under the provisions of this act, or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the state or any city, city and county, municipal water district, irrigation district, lighting district or any political subdivision of the state, of the rights and property of any permittee or licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this act. The application for a permit by municipalities for the use of water for said municipalities or the inhabitants thereof for domestic purposes shall be considered first in right, irrespective of whether they are first in time; provided, however, that such application for a permit or the granting thereafter of permission to any municipality to appropriate waters, shall not authorize the appropriation of any water for other than municipal purposes; and providing, further, that where permission to appropriate is granted by the state water commission to any municipality for any quantity of water in excess of the existing municipal needs therefor, that pending the application of the entire appropriation permitted, the state water commission shall have the power to issue permits for the temporary appropriation of the excess of such permitted appropriation over and above the quantity being applied from time to time by such municipality; and providing, further, that in lieu of the granting of such temporary permits for appropriation, the state water commission may authorize such municipality to become as to such surplus a public utility, subject to the jurisdiction and control of the railroad commission of the State of California for such period or periods from and after the date of the issuance of such permission to appropriate, as may be allowed for the application to municipal uses of the entire appropriation permitted; and providing, further, that when such municipality shall desire to use the additional water granted in its said application it may do so upon making just compensation for the facilities for taking, conveying and storing such additional water rendered valueless for said purposes to the person, firm or corporation which constructed said facilities for the temporary use of said excess waters, and which compensation, if not agreed upon between the municipality and said person, firm or corporation, may be determined in the manner provided by law for determining the value of property taken by and through eminent domain proceedings.

Witness the signature of the Chief of the Division of
Water Rights, Department of Public Works of the
State of California, and the seal of said department
this **26th** day of **February**, **1923**.

H.A. Kluegel

Chief of Division of Water Rights, Department of
Public Works of the State of California

FFB:MC (SEAL)



STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RIGHTS

License for Diversion and Use of Water

LICENSE No. 174

PERMIT No. 485

APPLICATION No. 84

This is to certify, That Cabazon Water Company
of 508 C.C. Chapman Building, Los Angeles *has made proof to the satisfaction of the Division*
of Water Rights of California of a right to the use of the waters of Millard Canyon
tributary of Whitewater River
for the purpose of irrigation and domestic uses

under Permit No. 485 of the Division of Water Rights and that said right to the use of said waters has been perfected in accordance with the laws of California, the rules and regulations of the Division of Water Rights and the terms of the said permit; that the priority of the right herein confirmed dates from July 22, 1915

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed two and one half (2.50) cubic feet per second to be diverted from about April 1st to about November 30th of each season, or its equivalent in case of rotation; Water may be used throughout the remainder of the year as required for domestic purposes.
The point of diversion of such water is located at a point south 0 degree 13 minutes west 510 feet from the east quarter corner of Section 20 Township 2 S., Range 2 E., S. B. M. being within the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 20.

A description of the lands or the place where such water is put to beneficial use is as follows: 376.50 acres within subdivisions Numbers 1 and 2 Cabazon Townsite and Rancho as follows: 10.09 acres in Lot 50, 2.92 acres in Lot 54, 1.23 acres in Lot 55, 10 acres in Lot 56, 10 acres in Lot 57, 7.68 acres in Lot 62, 9.49 acres in Lot 63, 10 acres in Lot 64, 10 acres in Lot 65, 10 acres in Lot 74, 10 acres in Lot 75, 10 acres in Lot 76, 10 acres in Lot 77, 10 acres in Lot 78, 10 acres in Lot 79, 10 acres in Lot 82, 10 acres in Lot 83, 10 acres in Lot 82, 10 acres in Lot 182, 10 acres in Lot 189, 10 acres in Lot 85, 10 acres in Lot 86, 10 acres in Lot 88, 10 acres in Lot 89, 10 acres in Lot 90, 10 acres in Lot 91, 10 acres in Lot 92, 10 acres in Lot 93, 10 acres in Lot 97, 10 acres in Lot 98, 10 acres in Lot 100, 10 acres in Lot 104, 10 acres in Lot 105, 10 acres in Lot 106, 5 acres in Lot 108, 10 acres in Lot 110, 10 acres in Lot 111, 10 acres in Lot 118, 10 acres in Lot 253, 5 acres in Lot 131, 10.09 acres in Lot 138 and 5 acres in Lot 268.

The right to the diversion and use of the water aforesaid hereby confirmed is restricted to the point of diversion herein specified and to the lands or place of use herein described.

This license is granted and said appropriator takes all rights herein mentioned subject to the terms and conditions set forth in section 20 of Chapter 586, Statutes 1913, which is as follows:

SEC. 20. All permits and licenses for the appropriation of water shall be under the terms and conditions of this act, and shall be effective for such time as the water actually appropriated under such permits and licenses shall actually be used for the useful and beneficial purpose for which said water was appropriated, but no longer; and every such permit or license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this section and likewise the statement that any appropriator of water, to whom said permit or license may be issued, shall take the same subject to such conditions as therein expressed; provided, that if, at any time after the expiration of twenty years after the granting of a license, the state, or any city, county and county, municipal water district, irrigation district, lighting district, or any political subdivision of the state shall have the right to purchase the works and property occupied and used under said license and the works built or constructed for the enjoyment of the rights granted under said license; and in the event that the said state, city, county and county, municipal water district, irrigation district, lighting district or political subdivision of the state so desiring to purchase and the said owner of said works and property can not agree upon said purchase price, said price shall be determined in such manner as is now or may hereafter be determined in eminent domain proceedings. If it shall appear to the state water commission at any time after a permit or license is issued as in this act provided that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has not put the water granted under said permit or license to the useful or beneficial purpose for which the permit or license was granted, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has ceased to put said water to such useful or beneficial purpose, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee has failed to observe any of the terms and conditions in the permit or license as issued, then and in that case the said commission, after due notice to the permittee, licensee, or the heirs, successors or assigns of such permittee or licensee, and a hearing thereon, may revoke said permit or license, and declare the water to be unappropriated and open to further appropriation in accordance with the terms of this act. And the findings and declaration of said commission shall be deemed to be prima facie correct until modified or set aside by a court of competent jurisdiction; provided, that any action brought so to modify or set aside such finding or declaration must be commenced within thirty days after the service of notice of said revocation on said permittee or licensee, his heirs, successors or assigns. And every licensee or permittee under the provisions of this act if he accept such permit or license shall accept the same under the conditions precedent that no value whatsoever in excess of the actual amount paid to the state therefor shall at any time be assigned to or claimed for any permit or license granted or issued under the provisions of this act, or for any rights granted or acquired under the provisions of this act, in respect to the regulations by any competent public authority of the services or the price of the services to be rendered by any permittee or licensee, his heirs, successors or assigns or by the holder of any rights granted or acquired under the provisions of this act, or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the state or any city, county and county, municipal water district, irrigation district, lighting district or any political subdivision of the state, of the rights and property of any permittee or licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this act. The application for a permit by municipalities they are first in time; provided, however, that such application for a permit or the granting thereafter of considered first in right, irrespective of whether they are first in time; provided, however, that such application for a permit or the granting thereafter of permission to any municipality to appropriate waters, shall not authorize the appropriation of any water for other than municipal purposes; and providing, further, that where permission to appropriate is granted by the state water commission to any municipality for any quantity of water in excess of the existing municipal needs therefor, that pending the application of the entire appropriation permitted, the state water commission shall have the power to issue permits for the temporary appropriation of the excess of such permitted appropriation over and above the quantity being applied from time to time by such municipality; and providing, further, that in lieu of the granting of such temporary permits for appropriation, the state water commission may authorize such municipality to become as to such surplus a public utility, subject to the jurisdiction and control of the railroad commission of the State of California for such period or periods from and after the date of the issuance of such permission to appropriate, as may be allowed for the application to municipal uses of the entire appropriation permitted; and providing, further, that when such municipality shall desire to use the additional water granted in its said application it may do so upon making just compensation for the facilities for taking, conveying and storing such additional water rendered valueless for said purposes, to the person, firm or corporation which constructed said facilities for the temporary use of said excess waters, and which compensation, if not agreed upon between the municipality and said person, firm or corporation, may be determined in the manner provided by law for determining the value of property taken by and through eminent domain proceedings.

Witness the signature of the Chief of the Division of
Water Rights, Department of Public Works of the
State of California, and the seal of said department
this 27th day of February, 1923.

FFB.CP (SEAL)

Chief of Division of Water Rights, Department of
Public Works of the State of California

STATE OF CALIFORNIA—RESOURCES AGENCY
STATE WATER RIGHTS BOARD

ORDER

APPLICATION 70

PERMIT 140

LICENSE 173

ORDER REVOKING LICENSE

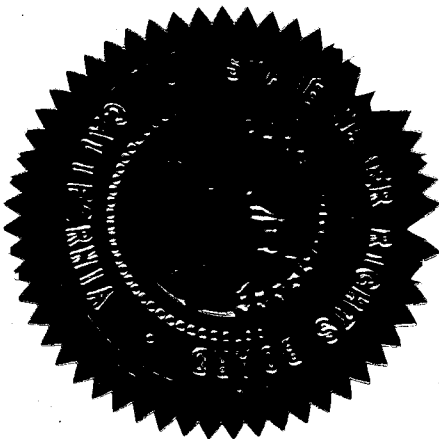
WHEREAS LICENSE 173 WAS ISSUED TO D. M. FURNIVALL AND A COPY WAS
FILED WITH THE COUNTY RECORDER OF LOS ANGELES COUNTY ON NOVEMBER 30, 1925;
AND

WHEREAS THE LICENSE WAS SUBSEQUENTLY ASSIGNED TO OTIS S. BLAND;
AND

WHEREAS ON JUNE 3, 1965, THERE WAS RECEIVED FROM LICENSEE
A REQUEST THAT THE LICENSE BE REVOKED;

IT IS THEREFORE ORDERED THAT LICENSE 173 BE AND THE SAME IS
HEREBY REVOKED AND CANCELED, WITHOUT PREJUDICE, UPON THE RECORDS OF THE
STATE WATER RIGHTS BOARD.

WITNESS MY HAND AND THE SEAL OF THE STATE WATER RIGHTS BOARD
THIS 14th day of June, 1965



L. K. Hill
L. K. HILL
EXECUTIVE OFFICER

SECRETED IN THE

ON THE 10th DAY OF JANUARY, 1961, THE SECRETARY OF THE ARMY
AND THE SECRETARY OF THE AIR FORCE, IN CONJUNCTION WITH THE
SECRETARY OF THE NAVY, HAVE REVIEWED THE MATTER.

AND THE SECRETARY OF THE ARMY, IN CONJUNCTION WITH THE
SECRETARY OF THE AIR FORCE, HAVE REVIEWED THE MATTER.

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4/20/49

RECEIVED NOTICE OF ASSIGNMENT TO

Anna Belle Furnivall

L 473

10-8-61

RECEIVED NOTICE OF ASSIGNMENT TO

Otis Bland

L174

12-21-84 Asgd to Cabazon County Water District